

CITY CHARTER REVIEW BOARD--
ISSUES FOR DISCUSSION

ISSUE NO.

- (1) - Change runoff election date from one (1) week after general election, to two (2) weeks after general election.
- (2) - Establish residence durational requirement (prior to qualifying for office) for Commission candidates. (This proposal also suggests residence requirement for elected officers during term of office.)
- (3) - Change form of government from City Manager to "Strong Mayor".
- (4) - Increase Mayor's term of office from two (2) to four (4) years.
- (5) - Authorize telephonic participation of board members.
- (6) - Amend Citizen's Bill of Rights to include language expressing citizens' right to be free of all forms of discrimination, including that based upon sexual orientation.

--Expand the Citizen's Bill of Rights relative to diversity and assurance of equal opportunity for every resident. In addition, and for definition purposes, suggest the following anti-discrimination language: "Discrimination shall mean violations of civil rights on account of race, color, religion, creed, sex, national origin, ethnicity, age, disability or medical condition, political affiliation, sexual orientation, ancestry, marital or domestic partners status, gender identity, parental status, ~~other non-merit factors~~, or any category provided for by ordinance."
- Amend Citizen's Bill of Rights to include specific language which will ensure requirements of the Sunshine Law (possibly identifying which meetings shall be public, etc).
- (8) - Review of City Charter Section 1.03 (b) regarding referendum requirement prior to disposition of City-owned waterfront property.
- (9) - Review of City Charter Section 1.03 (c) regarding referendum requirement prior to increase in Floor Area Ratio ("FAR") of certain waterfront property.
- (10) - Reforming duties and obligations of Mayor and City Commissioners, i.e.: increasing salaries of elected officials with corresponding prohibition on lobbying City after leaving City service, expanding to include "good government reform," and public ethics.
- (11) - Review of general election/runoff dates—changing election dates from odd-numbered years to even-numbered years for purposes of achieving greater voter turnout.
- (12) - Delete City Charter Section 2.03 "Powers of Commission" granting the Commission power to issue subpoenas.
- (13) - Amend section 2 of the City's Special Related Acts so as to increase CMB Zoning Board of Adjustment from 5 to 7 members, and to change provision requiring 5/7 vote of City Commission for appointment of ZBA members to 4/7 vote. (Refer to Resolution 2003-25201)
- (14) - Establish conflict of interest provisions and provide for penalties:
(a) "Conflict of Interest"- All elected officials, officers and employees of the City of Miami Beach shall be subject to all state laws and City ordinances proscribing conflicts of interest and incompatible activities. Any violation of such laws shall be official misconduct and shall be a basis for discipline and/or removal, in addition to any penalties prescribed by law". *Withdrawn by Vice-Chair Beloff 5/6/03

other

(b) "Penalty for Official Misconduct- Any person found guilty of official misconduct shall forfeit his or her office, and shall be forever after disbarred and disqualified from being elected, appointed or employed in the service of the City".

Exhibit "C"

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(c) "Official Misconduct Defined- Any wrongful behavior by a public officer in relation to the duties of his or her office, willful in its character, including any willful or corrupt failure, refusal or neglect of an officer to perform any duty enjoined on him or her by law, or conduct that falls below the standard of decency, good faith and right action impliedly required of all public officers".

- (15) - Establish procedures for "Customer Service Plan", as adopted by the City of San Francisco, reading substantially as follows:
"Each Department of the City shall adopt an annual Customer Service Plan, in a format to be determined by the City Commission by ordinance. The Commission may excuse a Department from particular requirements of the ordinance where compliance would be inappropriate or impractical. Each Department shall file its Customer Service Plan with the City Commission no later than January 1 of each year, along with a report on how the Department met the previous year's Plan, if any."
- (16) - Amend Charter provision concerning "Power of City Manager" so as to delete requirement that City Commission confirm the appointment of department directors.
- (17) - Amend Citizen's Bill of Rights to include language regarding "Natural resources and scenic beauty".
- (18) Amend Charter to include wording that would require the Mayor and City Commission when adopting resolutions and allocating funds to consider the long term economic impact (at least 5 years) at a threshold level to be determined (as a percentage of budget).

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